

5/003/027

William L Bown
842 West 400 North
West Bountiful, Utah 84087

July 27, 2000

Mr. Mike Nelson
USDI-BLM
Salt Lake District Office
2370 South 2300 West
Salt Lake City, Utah 84119

Dear Mike,

I spoke with Glen Carpenter earlier this morning. He requested that I take the following issue up with you. On July 20, I received the accompanying letter from Mr. Carpenter, wherein a request for a final reclamation plan is made.

Final reclamation of the sights at issue does not fit into my Plan for conducting a small mine operation there. I regret that I do not at present, have an existing Plan in place and approved, but it is my immediate intention to ready such a plan for review. I have retained the services of Mr. Dick Riordan, a mining engineer for the purpose of preparing the Plan. I have not abandoned the sights at issue, rather, I have definite plans for further development there.

I request that the demand for a final reclamation plan, due within 15 days of my receipt of the accompanying letter, and threat of further non-compliance record if not received, be waived until such time as a formal meeting can be convened between your staff and other regulators and my mine interests for the purpose of reaching fair conclusion in this issue. Please consider my request and respond at your earliest opportunity.

Sincerely,

Bill Bown
Bill Bown

Cc: D. Wayne Hedberg
Utah Division of Oil, Gas, and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

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JUL 28 2000

DIVISION OF
OIL, GAS AND MINING



IN REPLY REFER TO:

United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Salt Lake Field Office
2370 South 2300 West
Salt Lake City, Utah 84119

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(UT-023)

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DIVISION OF
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Certified Mail # Z 181 696 994
Return Receipt Requested

Mr. William Bown
Utah Building Stone Supply
842 West 400 North
West Bountiful, Utah 84087

Dear Mr. Bown:

On May 28, 1999, Utah Building Stone Supply (UBSS) had established a Record of Noncompliance for constructing an unauthorized "privy" at the Dove Creek mill site, and for UBSS's failure to stockpile topsoil prior to the onset of operations in that area. As a result of UBSS's Record of Noncompliance, you were notified that mining activities at the Fisher Creek quarry, located in T. 13 N., R. 13 W., Section 8, could not continue until a Plan of Operations had been submitted and approved by the Bureau of Land Management (BLM). As of the date of this letter, no Plan of Operations or other authorizations to conduct mining activities have been submitted to the BLM for the Fisher Creek quarry.

In an effort to close out long-idle or inactive casefiles, this office has been conducting inspections of mining claims on lands managed as part of the Salt Lake Field Office. A recent inspection of your Fisher Creek #1 placer mining claim revealed that the site has been idle for several years and appears to have been abandoned by UBSS. The old jeep trail leading into the area is all but impassible because of disuse. Because UBSS has not submitted a Plan of Operations to continue mining in that area, we must conclude that the two small quarries located on the Fisher Creek #1 placer mining claims have been abandoned by UBSS and should be reclaimed as soon as possible. The road that provides access into the area and the quarries are now becoming overgrown with a variety of plant species, including sage brush and mountain mahogany which have grown to a height of more than 30 inches. In addition, limbs from mountain mahogany trees are growing into the roadway providing more evidence of disuse.

The surface disturbance associated with your mining activities includes a sidehill quarry about 150 feet long by 100 feet deep with a highwall about 25 feet high, and a smaller quarry about 150 feet long by 75 feet deep with a highwall about 8 feet high. In addition, there are several hundred feet of access

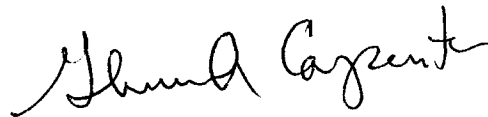
roads leading from the main jeep trail leading into the mine area.

Reclamation of each of the two quarries would include, but not be limited to, pulling the dump material located on the downhill side of each quarry back into the disturbance, recontouring the excavations to replicate the natural slope, spreading any available stockpiled topsoil over the reclaimed areas, and ripping and re-seeding the short two-track routes that provide access into the quarries. If no topsoil was saved prior to the excavation of the quarries, topsoil may have to be imported into the site to assure successful reclamation. After the dirt-work has been completed, all of the disturbed areas must be reseeded using a mixture of live native seed (seed list provided upon request).

Please contact this office within 15 days of receipt of this letter to set up a schedule for reclamation of the surface disturbance associated with your mining activities on the Fisher Creek #1 placer mining claim, or we will consider you to be in noncompliance with the regulations at 43 CFR 3809. All operators who have established a Record of Noncompliance are required to submit a Plan of Operations and post a bond for 100% of BLM's estimated cost of reclamation, including administrative costs, for any future mining operations.

Thank you for your cooperation. If you have any questions, or require additional information, please feel free to contact me at (801) 977-4360.

Sincerely,



Glenn A. Carpenter
Field Office Manager

cc: D. Wayne Hedberg
Utah Division of Oil, Gas, and Mining
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, UT 84114-5801